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Serial Number: 10/760271
Application Filed: January 21, 2004
Applicant: Kia Silverbrook
Application Title: Inkjet printer cradle with single drive motor performing multiple functions
Examiner/GAU: Jason S Uhlenhake 2853

Entered
SSU
2/21/07

Dated: November 06, 2006
At: Balmain, NSW
Docket No. RRA25US

REPLY

Commissioner for Patents
Washington, District of Columbia 20231

Dear Sir:

In response to the Examiner's Final Office Action of January 23, 2007 the Applicant respectfully submits the following Remarks.

Regarding 35 USC 103(a) Rejections

It is respectfully submitted that the subject matter of pending independent claim 1, and claims 2-4 dependent therefrom, is not taught or suggested by Schalk in view of Ando and/or further in view of Menendez, Horikoshi and Hansen, for at least the following reasons.

In the present final Office Action the Examiner newly contends that Schalk discloses "a printhead capper drive assembly being configured to operatively engage with a capper assembly of the printer cartridge (inkjet printhead assembly) upon removable engagement of the printer cartridge with the cradle (Column 2, Lines 47-57; Column 4, Lines 31-39)", whereas in the previous Office Actions the Examiner admitted that Schalk did not disclose such features of the claimed invention.

It appears to the Applicant that the Examiner raises this new contention based on the present language of independent claim 1 that the claimed cradle and the removable printer cartridge together form an inkjet printer when the printer cartridge is removably received by the claimed cradle, where it appears the Examiner is purporting that the combined assembly disclosed by Schalk equates to this claimed arrangement.

However, pending independent claim 1 clearly recites that the "capper assembly" is part of the "removable inkjet printer cartridge" and that the "printhead capper drive assembly" is part of the claimed "cradle", such that one of ordinary skill in the art clearly understands that the recitation "upon receiving the printer cartridge, the cradle and printer cartridge form an inkjet printer" merely recites the configuration of the claimed cradle and does not positively recite the "removable inkjet printer cartridge" as part of the claimed limitations.